

Was taken up, and was read the second time in full.
There being no amendment offered Senate Bill No. 196 was, under the rule, placed on the Calendar of Bills on third reading.

Senate Bill No. 197:

A bill to be entitled An Act relating to the issuance of writs in garnishment in chancery.

Was taken up, and was read the second time in full.

There being no amendment offered Senate Bill No. 197 was, under the rule, placed on the Calendar of Bills on third reading.

Senate Bill No. 205:

A bill to be entitled An Act to prohibit the setting on fire any wood, brush or grass lands, and providing a penalty therefor.

Was taken up, and was read the second time in full.

There being no amendment offered Senate Bill No. 205 was, under the rule, placed on the Calendar of Bills on third reading.

Mr. Mapoles moved that the rules be waived and that Senate Bill No. 205 be placed back on second reading for the purpose of amendment.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 205 was placed back on the Calendar of Bills on the Second Reading.

Senate Bills Nos. 209 and 218 were taken up in their order and the consideration of the same was temporarily passed over.

Senate Bill No. 95:

A bill to be entitled An Act granting a pension to Wiley P. Martin.

Was taken up and was read the second time in full.

There being no amendment offered, Senate Bill No. 95 was, under the rule, placed on the Calendar of Bills on third reading.

Mr. Roland, chairman of the Committee on Pensions, moved to indefinitely postpone the bill.

Which was agreed to.

And Senate Bill No. 95 was indefinitely postponed.

Senate Bill No. 100 was taken up in its order and the consideration of the same was temporarily passed over.

Mr. Overstreet moved that the Senate do now adjourn.
Which was agreed to.

Whereupon the Senate stood adjourned at 4:55 P. M. until 11 A. M., Thursday, April 28, 1921.

Thursday, April 28, 1921

11 O'CLOCK A. M.

The Senate met pursuant to adjournment.

The President in the Chair.

The roll was called, and the following Senators answered to their names:

Mr. President, Messrs. Anderson, Bradshaw, Butler, Campbell, Cooper, Crosby, Epperson, Hulley, Igou, Johnson, Knabb, Knight, Lindsey, Lowry, Malone, Mapoles, Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Singletary, Stokes, Taylor, Turnbull, Weaver, Wells, Wilson—30.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal of April 27 was dispensed with.

The Journal of April 27 was corrected as follows:

On page 23 of the Daily Journal of April 27, and on line 19 of said page, after the words "The Resolution," strike out all after said words and add the following words: "re-referred to the Committee on Enrolled Bills" in lieu thereof.

Mr. Wells moved that the vote by which Senate Bill No. 95 passed the Senate be reconsidered.

Which motion was laid over under the rules.

REPORT OF COMMITTEES.

Mr. Hulley, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 27, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Education, to whom was referred—
House Bill No. 322:

A bill to be entitled An Act validating and declaring legal and binding obligations all outstanding and unpaid county school warrants, notes or other evidences of indebtedness made and issued by any and all of the Boards of Public Instruction of the several and respective counties of the State of Florida at any time prior to the passage and approval of this Act.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

LINCOLN HULLEY,
Chairman of Committee.

And House Bill No. 322, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Hulley, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 28, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Education, to whom was referred—
Senate Bill No. 177:

A bill to be entitled An Act fixing the final date for

the filing of the annual reports of County Superintendents of Public Instruction and prescribing penalties for the violation of this Act.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

LINCOLN HULLEY,
Chairman of Committee.

And Senate Bill No. 177, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Knight, Chairman of the Committee on Prisons and Convicts, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 28, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Prisons and Convicts, to whom was referred—

Senate Bill No. 195:

A bill to be entitled An Act to amend Section 6209 of the Revised General Statutes of the State of Florida, relating to the removal of prisoners from the jail of one county to that of another.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

D. E. KNIGHT,

Chairman of Committee.

And Senate Bill No. 195 contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Wilson, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 27, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 34:

A bill to be entitled An Act to cede unto the Florida Federation of Woman's Clubs certain additional lands situated in Township Fifty-eight (58) South, Range Thirty-seven (37) East, in Dade County, Florida.

Have had the same under consideration and find the same correctly engrossed.

Very respectfully,

E. P. WILSON,
Chairman of Committee.

And Senate Bill No. 34, contained in the above report, was placed on the Calendar of Bills on third reading.

Mr. Campbell, Chairman of the Committee on Drainage, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 28, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Drainage, to whom was referred—
Senate Bill No. 247:

A bill to be entitled An Act to legalize, ratify, confirm and validate all contracts entered into by the Board of Commissioners of Everglades Drainage District of the State of Florida, for the construction of canals, drains, dikes, dams, locks, reservoirs and other works in said district, and legalizing, ratifying, confirming and validating all bonds issued by said Everglades Drainage Dis-

trict and all proceedings taken in connection with the issuance and sale thereof.

Also—

Senate Bill No. 248:

A bill to be entitled An Act to authorize the Board of Commissioners of Everglades Drainage District of the State of Florida to deliver bonds which have heretofore been authorized to be issued and which have been sold or contracted to be sold to the purchasers in installments, and legalizing, ratifying, confirming and validating said bonds in all proceedings taken in connection with the issuance and sale thereof.

Also—

Senate Bill No. 249:

A bill to be entitled An Act to authorize any and all drainage and sub-drainage districts created under the laws of this State to acquire by gift, purchase, exchange, donation or condemnation lands for canal rights-of-way and for other general purposes of the said district.

Also—

Senate Bill No. 253:

A bill to be entitled An Act relating to the upper St. Johns Drainage District; and to repeal Chapter 7609, Laws of Florida, entitled: "An Act to authorize the Board of Supervisors of the Upper St. Johns Drainage District to borrow money for the payment of outstanding warrants, and operation expenses," approved April 30, 1917; and to repeal Chapter 7979, Laws of Florida, entitled: "An Act to extend the term of the Upper St. Johns Drainage District," approved May 5, 1919; and to repeal Chapter 7980, Laws of Florida, entitled "An Act ratifying, validating and confirming all of the proceedings taken for the creation, organization and extension of the Upper St. Johns Drainage District, and all of the acts and proceedings taken by, for and on behalf of said district since the creation thereof, and all the acts and proceedings of the Circuit Court, of the Board of Supervisors, the Commissioners and all other officers and all agents of said drainage district, acting for and on behalf of said district in carrying out the affairs of said district; and ratifying, validating and confirming any and all tax levies and assessments which have been made by the Board of Supervisors of said district upon the assessable and taxable property located within said district, and defining and declaring the territory included within the

boundaries thereof," approved May 28th, 1919; and to ratify, validate and confirm the decree of the Circuit Court of Brevard County, Florida, dated December 13, 1920, relating to said district.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

T. J. CAMPBELL,
Chairman of Committee.

And Senate Bills Nos. 247, 248, 249 and 253, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Mr. Wilson, Chairman of the Committee on Engrossed Bills submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 28, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 262:

A bill to be entitled An Act making it unlawful for horses, mules, cattle, swine, or other grazing animals, to run or roam at large in certain prescribed limits of Pinellas County, Florida, and to provide for the impounding and sale of such animals so running and roaming at large; the enforcement thereof and liability of the owners of such animals for any damages created thereby.

Also—

Senate Bill No. 166:

A bill to be entitled An Act to amend Section 503 of the Revised General Statutes of Florida, relating to Life State Certificates, and to repeal Section 504 of the Revised General Statutes of Florida, relating to Life First Grade Certificates.

Have had the same under consideration and find the same correctly engrossed.

Very respectfully,

E. P. WILSON,

Chairman of Committee.

And Senate Bills Nos. 262 and 166, contained in the above report, were placed on the Calendar of Bills on third reading.

INTRODUCTION OF BILLS.

By Mr. Johnson—

Senate Bill No. 256:

A bill to be entitled An Act regulating the admission to practice and supervising the conduct of attorneys-at-law of this State.

Which was read the first time by its title and referred to the Committee on Judiciary A.

By Committee on Appropriations—

Senate Bill No. 257:

A bill to be entitled An Act to amend Section 1476 of the Revised General Statutes of Florida, relating to the powers and authority of the County Commissioners of this State to make appropriations for the purpose of constructing dipping vats, and operating with the State Live Stock Sanitary Board in the eradication of the southern cattle tick and the prevention and control of hog cholera and other contagious, infectious and communicable diseases of animals, and to authorize such Boards to levy taxes and issue interest-bearing time warrants therefor.

Which was read the first time by its title.

Mr. Lowry moved that the rules be waived and that Senate Bill No. 257 be placed on the Calendar of Bills on the second reading without reference.

Which was agreed to by a two-thirds vote.

By Mr. Weaves—

Senate Bill No. 258:

A bill to be entitled An Act relating to the issuance of interest-bearing coupon warrants by the Board of Public Instruction of Taylor County, Florida, and validating the same, and authorizing the said Board of Public Instruc-

tion to issue interest-bearing coupon warrants for the purpose of borrowing money for the erection of school buildings and providing for the payments thereof, and to provide for the validation of outstanding warrants.

Which was read the first time by its title.

And the bill was placed on the Calendar of Local Bills on the second reading without reference.

By Mr. Butler—

Senate Bill No. 259:

A bill to be entitled An Act for the relief of L. L. Meggs, County Commissioner in and for District No. 4, Duval County, Florida, for loss of salary because of his suspension from said office.

Which was read the first time by its title and referred to the Committee on Claims.

By Mr. Russell—

Senate Bill No. 260:

A bill to be entitled An Act to amend Section 1 of Chapter 8182 of the Laws of Florida, being An Act to authorize the Board of County Commissioners of Putnam County, Florida, to change the road material as voted to be used in the construction of roads in Special Road and Bridge District No. 4 in said Putnam County, approved June 3, 1919, and to provide for change of width of paving or hardsurfacing, and for no curbing or change of type of curbing, and for approval by the State Road Department before any changes are made.

Which was read the first time by its title.

And the bill was placed on the Calendar of Local Bills on the Second Reading without reference.

By Mr. Hulley—

Senate Bill No. 261:

A bill to be entitled An Act authorizing the City Council of the City of New Smyrna to issue certain interest-bearing time warrants or city script for the purpose of raising funds with which to improve the canal on Canal Street within said city, and providing the rate of interest which said warrants or script shall bear, how and when the same shall be made payable, and the period for which the same shall run, and providing for the payment thereof, and the raising of funds for such payment, and au-

thorizing the assessment of a portion of the cost of such improvements against abutting property, and for the enforcement of collection of such assessments.

Which was read the first time by its title.

And the bill was placed on the Calendar of Local Bills on the Second Reading without reference.

By Mr. Taylor—

Senate Bill No. 262:

A bill to be entitled An Act making it unlawful for horses, mules, cattle, swine, or other grazing animals to run or roam at large in certain prescribed limits of Pinellas County, Florida, and to provide for the impounding and sale of such animals so running or roaming at large, the enforcement thereof and liability of the owners of such animals for any damages created thereby.

Which was read the first time by its title.

Mr. Taylor moved that the rules be waived and Senate Bill No. 262 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 262 was read a second time by its title only.

Mr. Taylor offered the following amendment to Senate Bill No. 262:

At the end of Section 8 add the following: "Provided that no horses, mules, cattle, swine, or other grazing animals that may stray into the restricted territory provided for in this Act from outside said territory, shall come under the provisions of this Act."

Mr. Taylor moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 262, as amended, was referred to the Committee on Engrossed Bills.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., April 27, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 323:

A bill to be entitled An Act authorizing and empowering the Board of Public Instruction of each county in the State of Florida, having any outstanding indebtedness, to issue and sell interest-bearing coupon warrants for the purpose of liquidating and paying off such outstanding indebtedness, evidenced by school warrants, notes or otherwise, and providing for the payment of such interest-bearing coupon warrants "And for the investment of certain Special Tax School District Funds in the same."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk, House of Representatives.

And House Bill No. 323, contained in the above message, was read the first time by its title and referred to the Committee on Education.

Also—

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., April 26, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 198:

A bill to be entitled An Act to authorize committees of the Legislature to subpoena witnesses; to administer oaths; to compel by duces tecum the production of documentary evidence and to provide a penalty for swearing falsely before such Legislative Committees.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk, House of Representatives.

And Senate Bill No. 198, contained in the above message, was referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., April 26, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 91:

A bill to be entitled An Act to amend Sections 1444 and 1445 of the Revised General Statutes of Florida, relating to pensions.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk, House of Representatives.

And Senate Bill No. 91, contained in the above message, was referred to the Committee on Enrolled Bills.

CONSIDERATION OF OTHER RESOLUTIONS.

House Joint Resolution No. 296:

Joint Resolution in the nature of a Memorial to the Senators and Representatives of the State of Florida in the Congress of the United States with reference to the establishment of reservations for the purpose of presery-

ing, protecting and propagating food fishes on their natural breeding grounds in the State of Florida.

Whereas, Numerous of the waters, including lakes, rivers, bays and estuaries lying within the boundaries and coming under the jurisdiction of the State of Florida, comprise and contain natural breeding grounds for food fishes; and,

Whereas, The use of seines, gill nets and other devices and equipment on said breeding grounds have damaged, and in some instances totally destroyed numbers of different species of food fishes local to the waters of the State of Florida, and has seriously depleted the general supply of food fishes in the State, which is one of its greatest natural resources; and,

Whereas, Unless some immediate steps are taken to prevent the continued destruction of the State's food fishes by the present existing improper practices, the entire food fish supply of the State will at an early date be completely exhausted; and,

Whereas, The past attempts and the present efforts of the State towards the protection and conservation of this great natural resource have and do meet with the serious objection of political preferments and their undesirable local influences; and,

Whereas, The United States Government through its Fish Commission is desirous of assuming jurisdiction over and control of all such portions of the waters of the State of Florida as are natural breeding grounds for food fishes in the State, for the purpose of making said natural breeding grounds United States Government Reservations for the purpose of preserving, protecting and propagating such food fishes as breed thereon; and,

Whereas, The United States Government is already fully equipped with everything that is necessary to conduct and carry on the work of preserving, protecting and propagating the food fishes of the State of Florida on their natural breeding grounds within the State, including boats and their equipment, fish hatcheries, scientists in fish culture, etc.; and,

Whereas, The United States Government recognizes that the State of Florida is the owner of said natural breeding grounds for food fishes lying within the boundaries of the State of Florida, and the owner of said food fish to the entire exclusion of the United States Govern-

ment, it will not assume jurisdiction over the same unless and until the State of Florida has expressed its desire to have the United States Government do so, by Joint Resolution passed by both branches of the Legislature of the State of Florida, requesting such action on its part; and,

Whereas, Immediately upon the passage of such a Joint Resolution, the United States Government will pass appropriate legislation assuming jurisdiction of such natural breeding grounds of food fishes within the State of Florida without any expense whatsoever resulting to the State of Florida or its citizens for the purpose above expressed; and,

Whereas, Such assumption of jurisdiction over the natural breeding grounds of food fishes in the State of Florida by the United States Government will result in material benefit, not only to the State of Florida, but to the United States at large, in that it will vastly increase the supply of food fishes of which the State of Florida is one of the United States' greatest producers; therefore,
Be It Resolved by the Legislature of the State of Florida:

That our Senators and Representatives in the Congress of the United States of America be, and they are hereby, requested and empowered to procure the passage of an Act of Congress placing any waters lying within the boundaries of the State of Florida and under its jurisdiction, which are designated by the United States Fish Commission as natural breeding grounds for food fishes, under the jurisdiction and authority of the United States Fish Commission, and giving and granting power to said Commission to make such reasonable regulations as it may deem necessary for the purpose of preserving, protecting and propagating said food fishes on said breeding grounds, and fixing suitable penalty for the violations of said regulations, reserving therein, however, the privilege to private individuals, to take, catch and appropriate any of such food fishes with and by no other means than with hook and line, or cast net which shall not exceed a length of nine feet or a spread of eighteen feet.

Be It Further Resolved, That before the United States Government shall assume jurisdiction over any of the natural breeding grounds for food fishes in the State of Florida for the purpose of making United States Government reservations thereof, for the purposes above expressed, the breeding grounds to be controlled by the

United States Fish Commission shall be selected and designated by the said United States Fish Commission through its proper agents by physical markings on the boundaries of such reservations so selected or designated in such manner that such reservations can be certainly and definitely located, and also by written selection or designation, which said written selection or designation shall be submitted to and approved by the Governor of the State of Florida on the part of the State of Florida, and the original or a certified copy thereof filed with the Secretary of State.

Be It Further Resolved, That this resolution shall not be construed to constitute an abandonment by the State of Florida of any of the natural breeding grounds for food fishes within the State of Florida to the United States Government which shall not have been so selected and designated by the United States Fish Commission, and approved by the Governor of the State of Florida.

Be It Further Resolved, That the Secretary of the State of Florida be requested to mail to each of the Senators and Representatives of the State of Florida in the Congress of the United States of America a copy of this resolution.

Was taken up in its order and read the second time in full.

Mr. Lindsey moved that the Senate defer the consideration of the foregoing House Joint Resolution No. 296.

Which was agreed to.

Senate Concurrent Resolution No. 5 was taken up in its order and the consideration of the same was temporarily passed over.

House Concurrent Resolution No. 5 was taken up in its order and the consideration of the same was temporarily passed over.

ORDERS OF THE DAY.

Senate Joint Resolution No. 139:

A joint resolution proposing an amendment to Section 3 of Article 7 of the Constitution of the State of Florida, relating to census and apportionment, and to number of

members of the Senate and of the House of Representatives.

Be It Resolved by the Legislature of the State of Florida:

That the following proposed amendment to Section 3 of Article 7 of the Constitution of the State of Florida, relating to census and apportionment, and to the number of members of the Senate and of the House of Representatives, be, and the same is hereby, agreed to and shall be submitted to the electors of the State of Florida for approval or rejection at the next general election of Representatives to be held on the first Tuesday after the first Monday in November, A. D. 1922; that is to say, that Section 3 of Article 7 of the Constitution of Florida shall be amended to read as follows:

"Section 3. The Legislature that shall meet A. D. 1923, and those that shall meet every ten years thereafter, shall apportion the representation in the Senate, the whole number of Senators not to exceed 38 members; and at the same time shall also apportion the representation in the House of Representatives. The counties having one hundred thousand or more population shall have four representatives each; the counties having thirty thousand and not more than one hundred thousand population shall have three representatives each; the counties having ten thousand five hundred and not more than thirty thousand population shall have two representatives each. All counties having less than ten thousand five hundred population shall have one representative each. The basis of apportionment, as provided for in this amendment, shall be the Federal Census next preceding the apportionment made by the Legislature. Every county shall have at least one representative. The Governor shall, by special message to each House at the appropriate session of the Legislature, direct the attention of each House to the provisions of this amendment, and if the Legislature that shall meet A. D. 1923, or any succeeding Legislature that shall meet every ten years thereafter, shall refuse to apportion the representation in the Senate and in the House of Representatives as herein provided, it shall be the duty of the Governor to convene the Legislature in special session for the purpose of making such apportionment and by public proclamation and by communication to each

House to direct the attention of each House to the provisions of this amendment."

Section 2. That any and all provisions of the Constitution in conflict with this provision be and the same are hereby repealed.

Was taken up and read, together with the following House amendment:

In Section 3, line 6, following the word "Representatives," strike out the following:

"To each of the four counties having the larger population, as determined by the preceding Federal Census, there shall be apportioned three Representatives; to each of the next ten counties having the next larger population there shall be apportioned two Representatives, as determined by the preceding Federal Census; to each of the remaining counties there shall be apportioned one representative. No county shall have more than three Representatives."

And insert in lieu thereof the following:

"The counties having one hundred thousand or more population shall have four Representatives each; the counties having thirty thousand and not more than one hundred thousand population shall have three Representatives each; the counties having ten thousand five hundred and not more than thirty thousand population shall have two Representatives each. All counties having less than ten thousand five hundred population shall have one Representative each. The basis of apportionment, as provided for in this amendment, shall be the Federal Census next preceding the apportionment made by the Legislature."

Mr. Lindsey moved that the Senate do concur in the foregoing House amendment to Senate Joint Resolution No. 139.

Which was agreed to.

The further consideration of the House Resolution was informally passed over.

The motion to reconsider the vote by which the Senate passed—

Senate Bill No. 123:

A bill to be entitled An Act to amend Section 5101 of the Revised General Statutes of the State of Florida, re-

lating to the procurement of licenses to carry a pistol, Winchester or other repeating rifle.

Was placed before the Senate.

The question was put upon the reconsideration of the vote by which the bill passed.

The Senate agreed to reconsider the vote upon the passage of the bill.

Mr. Johnson moved that Senate Bill No. 123 be placed back on the Calendar of Bills on Second Reading for amendment.

Which was agreed to.

BILLS ON THIRD READING.

Senate Bills Nos. 461, 20 and 28 were taken up in their order and the consideration of the same was temporarily passed.

Senate Bill No. 121:

A bill to be entitled An Act to promote the upbuilding of national vitality and of efficient citizenship through the establishment of physical education and training for pupils of both sexes in the public schools of the State of Florida.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 121 the vote was:

Yeas—Mr. President, Messrs. Anderson, Bradshaw, Cooper, Crosby, Hulley, Igou, Knabb, Knight, Lindsey, Lowry, Nalone, Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Singletary, Taylor, Turnbull, Weaver, Wells, Wilson—24.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Senate Bill No. 136:

A bill to be entitled An Act to establish and maintain a branch experiment station in or near Quincy, Gadsden County, Florida, to conduct field research on laboratory problems; to make it the duty of the Board of Control to establish such branch station and to provide for carrying on investigation thereat and appropriating money for the expense thereof.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 136, the vote was:

Yeas—Mr. President, Messrs. Anderson, Bradshaw, But-

ler, Campbell, Cooper, Crosby, Hulley, Igou, Johnson, Knabb, Lindsey, Lowry, Malone, Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Singletary, Taylor, Turnbull, Weaver, Wilson—24.

Nays—Nr. Knight—1.

So the bill passed, title as stated.

Mr. Anderson moved that the passage of Senate Bill No. 136 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

And the same was ordered to be certified to the House of Representatives immediately.

Mr. Butler moved that the rules be waived and that 200 copies of Senate Bill No. 193 be printed, with the committee amendments to the same, for the use of members of the Legislature.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Mr. Butler moved that Senate Bill No. 193 and Senate Bill No. 169 be made a special order for consideration at 11:30 o'clock A. M., Friday, May 6, 1921.

Which was agreed to.

Mr. MacWilliams moved that Senate Bill No. 160 be recommitted to the Committee on Education.

Which was agreed to.

Mr. Lowry asked for and was granted permission to withdraw Senate Bill No. 8, the same having been substituted by House Bill No. 69.

Senate Bill No. 29 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 133:

A bill to be entitled An Act to amend Section 2463 of the Revised General Statutes of the State of Florida, relating to the duties of Pilot Commissioners, the examination and number of pilots.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 133 the vote was:

Yeas—Mr. President, Messrs. Anderson, Bradshaw, Butler, Campbell, Cooper, Epperson, Hulley, Igou, Johnson, Knabb, Knight, Lindsey, Lowry, Malone, Mapoles,

Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Singletary, Stokes, Turnbull, Weaver, Wilson—27.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Senate Bill No. 141:

A bill to be entitled An Act authorizing the Governor of the State of Florida to commission J. Clifford R. Foster as Brigadier-General on the retired list of the Florida National Guard.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 141 the vote was:

Yeas—Mr. President, Messrs. Anderson, Bradshaw, Cooper, Epperson, Hulley, Igou, Johnson, Knabb, Knight, Lindsey, Lowry, Malone, Mapoles, Overstreet, Rowe, Roland, Russell, Shelley, Stokes, Turnbull, Weaver—22.

Nays—None.

So the Bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Senate Bill No. 168:

A bill to be entitled An Act to regulate and provide for the military forces of the State of Florida, and to promote its efficiency; to prescribe rules, regulations and means for its organization, administration, armament, equipment, discipline, control and supervision; to provide for its maintenance, support and upkeep; to authorize and empower the Governor of Florida to make and publish rules and regulations for the reorganization of the Florida National Guard, in conformity to Acts of Congress relating to the National Guard; to authorize the Governor to take necessary steps for procuring aid, equipment, and appropriations from the Federal Government for the National Guard; to provide means for the enforcement of this Act; to fix penalties and punishments for the violation of this Act; and to repeal Articles I, II and III of Chapter I, Military Code of Florida, under Title VIII, Revised General Statutes of Florida, 1920.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 168 the vote was:

Yeas—Mr. President, Messrs. Anderson, Bradshaw,

Campbell, Cooper, Epperson, Hulley, Igou, Johnson, Knabb, Knight, Lowry, Malone, Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Singletary, Stokes, Turnbull, Weaver—23.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Senate Bill No. 243:

A bill to be entitled An Act to fix the compensation of coroners in counties having a population of more than forty-five thousand people.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 243, the vote was:

Yeas—Mr. President, Messrs. Anderson, Bradshaw, Campbell, Cooper, Epperson, Hulley, Igou, Knabb, Knight, Lindsey, Lowry, Malone, Overstreet, Plympton, Rowe, Russell, Shelley, Singletary, Stokes, Taylor, Turnbull, Weaver—22.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Senate Bill No. 196:

A bill to be entitled An Act relating to the issuance of writs of attachment in chancery.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 196 the vote was:

Yeas—Mr. President, Messrs. Anderson, Campbell, Epperson, Igou, Knabb, Lindsey, Lowry, Rowe, Roland, Russell, Shelley, Stokes, Taylor, Turnbull, Weaver—17.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Senate Bill No. 197:

A bill to be entitled An Act relating to the issuance of writs of garnishment in chancery.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 197 the vote was:

Yeas—Messrs. Anderson, Bradshaw, Epperson, Hulley,

Igou, Johnson, Knabb, Knight, Lindsey, Lowry, Malone, Overstreet, Rowe, Roland, Russell, Shelley, Stokes, Taylor, Turnbull, Weaver, Wilson—20.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

CONSIDERATION OF BILLS ON THE SECOND READING.

Senate Bills Nos. 77, 21, 62, 63, 65, 105, 119, 115, 90, 114, 126, 143, 194, 176, 173 and 169 were taken up in their order and the consideration of the same was temporarily passed over.

Senate Bill No. 166:

A bill to be entitled An Act to amend Section 503 of the Revised General Statutes of Florida, relating to life State certificates, and to repeal Section 594 of the Revised General Statutes of Florida relating to life first-grade certificates.

Was taken up, and was read the second time in full.

Mr. Hulley offered the following amendment to Senate Bill No. 166:

In Section 1, Line 7, after the word "certificate" add "or of having pursued graduate study in an approved college or university for the same length of time."

Mr. Hulley moved the adoption of the amendment.

Which was agreed to.

Senate Bill No. 166, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 55 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 191:

A bill to be entitled An Act to repeal Section 151 of the Revised General Statutes of Florida, relating to the salary of Chief Clerk of State Treasurer's office.

Was taken up, and was read the second time in full.

There being no amendment offered Senate Bill No. 191 was, under the rule, placed on the Calendar of Bills on third reading.

Senate Bill No. 161:

A bill to be entitled An Act to authorize and require Boards of Public Instruction to organize and maintain part-time schools; to prescribe regulations for the conduct of the same; and to make applicable thereto the provisions of Chapter 7808, Acts of 1919, Laws of Florida.

Was taken up, and was read the second time in full.

There being no amendment offered Senate Bill No. 161 was, under the rule, placed on the Calendar of Bills on third reading.

Senate Bill No. 182:

A bill to be entitled An Act to amend Section 3160 of the Revised General Statutes of Florida relative to Recording Deeds of Chancery.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 182 was, under the rule, placed on the Calendar of Bills on third reading.

Senate Bill No. 223:

A bill to be entitled An Act to cure certain informalities in the execution of deeds and other instruments conveying or transferring real or personal property or in the relinquishment of dower by married women prior to the first day of April, A. D. 1921.

Was taken up and was read the second time in full.

There being no amendment offered, Senate Bill No. 223 was, under the rule, placed on the Calendar of Bills on third reading.

Senate Bill No. 205 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 209:

A bill to be entitled An Act to amend Section 4978 of the Revised General Statutes of Florida, relating to farm loan bonds as lawful investments.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 209 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 218:

A bill to be entitled An Act to prescribe the exercise of

trust functions or the right to act as trustees, executor, administrator, registrar of stocks and bonds, guardian of estate, assignee, receiver or committee of estates of lunatics, or any other fiduciary capacity by corporations or associations within the limits of the State of Florida.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 218 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 95 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 100:

A bill to be entitled An Act relating to the sale of swamp, overflowed, sovereignty or any other lands now or hereafter authorized to be sold by the Trustees of the Internal Improvement Fund, and to provide for the disposition of the proceeds of such sales.

Was taken up, and was read the second time in full.

Mr. Singletary offered the following amendment to Senate Bill No. 100:

Strike out Sections 2 and 3 and add the following to be Known as Section 2:

"Section 2. That when making such sales as are provided for in Section 1 of this Act, 25 per cent. of the proceeds thereof shall be at once turned over to the State Treasurer to be by him placed to the credit of the State School Fund, from the 75 per cent. of the said proceeds remaining, the Trustees of the Internal Improvement Fund shall first pay their drainage taxes and other necessary operating expenses incidental to the said fund, and on the 1st day of April of each year hereafter all balances from the said proceeds after the foregoing amounts have been paid, shall be turned over to the State Treasurer to be by him placed to the credit of the State School Fund."

Mr. Singletary moved the adoption of the amendment. Which was agreed to.

And Senate Bill No. 100, as amended on the third reading, was referred to the Committee on Engrossed Bills.

Senate Bill No. 221 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 222:

A bill to be entitled An Act to amend Sections 3801, 3803, 3805 and 3814, Article 3, Revised General Statutes of Florida, 1920, the same being An Act relating to the conveyance of married women's interest in real estate.

Was taken up, and was read the second time in full.

There being no amendment offered Senate Bill No. 222 was, under the rule, placed on the Calendar of Bills on third reading.

Mr. W. J. Singletary, Acting Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 27, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(Senate Bill No. 129):

An Act authorizing and empowering the Board of Public Instruction for the County of Lake, State of Florida, to issue interest-bearing time warrants for the purpose of providing funds to complete the erection and equipment of a free public high school building in Special Tax School District No. 10, at Eustis, Florida.

Also—

(Senate Bill No. 184):

An Act to legalize, ratify, validate and confirm the action and proceedings of every person, officer and of the Board of County Commissioners of Levy County, Florida, in relation to the issuance and sale of bonds in the sum of \$100,000.00 for Special Road and Bridge District No. 2 of and for Levy County, Florida, as the same were authorized and sold February 8, A. D. 1921.

Also—

(Senate Bill No. 13):

An Act for the relief of W. M. Holloway, of Tallahassee, Florida.

Also—

(Senate Bill 210):

An Act to authorize the County Commissioners of Marion County, Florida, to levy a special tax for the purpose of providing funds for community welfare work in Marion County, Florida.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

W. J. SINGLETARY,
Acting Chairman of the Joint Committee,
On the Part of the Senate.

The bills contained in the above report were duly signed by the President and the Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Singletary moved that when the Senate adjourns it adjourn till 4:00 P. M. today.

Mr. Hulley moved that when the Senate adjourns it adjourn till 3:00 P. M. today.

Mr. Stokes moved that when the Senate adjourns it adjourn till 10:45 A. M. tomorrow.

The question was put on Mr. Stokes' motion.

Which was agreed to and it was so ordered.

Senate Bill No. 224:

A bill to be entitled An Act to amend Section 3629, Article 1, Revised General Statutes of Florida, 1920, relating to rights of widow in her husband's estate; dower in lands provided for.

Was taken up, and was read the second time in full.

Mr. Stokes offered the following amendment to Senate Bill No. 224:

In Section 1, line 5, insert the word "intestate" after the word "die."

Mr. Stokes moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 224, as amended by the Senate, was referred to the Committee on Engrossed Bills.

House Bill No. 57:

A bill to be entitled An Act to define and punish the offence of passing worthless checks in the State of Florida, and providing certain rules of evidence and certain forms of accusations which may be used in prosecution under this Act.

Was taken up, and was read the second time in full.

There being no amendment offered House Bill No. 57 was, under the rule, placed on the Calendar of Bills on third reading.

Mr. Knight was excused from attendance on the body till Thursday, May 5.

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was read and ordered to be spread upon the Journal:

State of Florida,
Executive Department.
Tallahassee, April 28, 1921.

*Hon. W. A. MacWilliams,
President of the Senate,
Capitol.*

Sir:

I have the honor to inform you that the following Acts, which originated in your Honorable Body, have been filed with the Secretary of State; same having been in my possession the Constitutional period of time provided in such cases, and has become a law without my approval:

(Senate Bill No. 103):

An Act to legalize, validate and confirm the action and proceedings of every person, officer and of the Board of County Commissioners of Polk County, Florida, in relation to the issuance and sale of bonds in the sum of \$200,000.00 for Special Road and Bridge District No. 3 of and for Polk County, Florida, as the same were authorized and sold January 20th, 1921.

Also—

(Senate Bill No. 106):

An Act to authorize and empower the Board of County Commissioners of DeSoto County, Florida, to issue and sell interest bearing time warrants of the Charlotte Harbor Special Road and Bridge District in the sum of \$10,000.00 for the purpose of completing the Charlotte Harbor bridge and surfacing the approaches thereto, and authorizing a tax levy for payment of such warrants.

Very respectfully,

CARY A. HARDEE,
Governor.

Senate Bill No. 170:

A bill to be entitled An Act to amend Sections 1, 5 and 10 of Chapter 5947, Laws of Florida, relating to the qualifications and examination of optometrists, expenses thereof, and revocation of certificates of qualification, entitled "An Act to regulate the practice of optometries; to provide for a Board of Examiners, and for the examination of practitioners of optometry; for the regulation of licensed practitioners, and prescribing penalty for its violation;" and to amend Sections 6 and 9 of Chapter 5947 as amended by Sections 1 and 2 of Chapter 6492, Laws of Florida.

Was taken up, and was read the second time in full.

There being no amendment offered, Senate Bill No. 170 was, under the rule, placed on the Calendar of Bills on Third Reading.

Mr. Bradshaw moved that the time of adjournment be extended to 1:10 P. M.

Which was agreed to.

Mr. Bradshaw moved to waive the rules and that House Bill No. 422 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 422:

A bill to be entitled An Act amending Sections 3 and

72 of Chapter 8284, Laws of Florida, Acts of 1919, same being Charter Act of the Town of Jennings, Florida.

Was taken up.

Mr. Bradshaw moved that the rules be waived and House Bill No. 422 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 422 was read a second time by its title only.

Mr. Bradshaw moved that the rules be further waived and that House Bill No. 422 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 422 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Messrs. Anderson, Bradshaw, Campbell, Cooper, Crosby, Epperson, Hulley, Igou, Knabb, Knight, Lindsey, Lowry, Malone, Mapoles, Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Singletary, Stokes, Taylor, Turnbull, Weaver, Wells, Wilson—28.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Mr. Wells moved that the Senate do now go into executive session.

Which was agreed to.

And the doors of the chamber were closed at 1 p. m.

The doors of the chamber were opened at 1:08 p. m.

The Senate resumed consideration of public business.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Anderson, Bradshaw, Butler, Campbell, Cooper, Crosby, Epperson, Hulley, Igou, Johnson, Knabb, Knight, Lindsey, Lowry, Malone, Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Stokes, Taylor, Turnbull, Weaver, Wells, Wilson—27.

A quorum present.

Mr. Stokes moved that the Senate do now adjourn.

Which was agreed to.

Whereupon the Senate stood adjourned at 1:10 p. m. until 10:45 o'clock a. m. Friday, April 29, 1921.

ACTION OF SENATE IN EXECUTIVE SESSION.

The Senate refused to consent to the suspension and removal by the Governor of Walter Mucklow from the office of member of the State Board of Accountancy.

The Senate consented to the suspension and removal by the Governor of W. A. Holt from the office of member of the State Road Department from the Second Congressional District of Florida.

CONFIRMATIONS.

Fred W. Pine, to be solicitor of the Criminal Court of Record in and for Dade County, Florida.

A. S. Crews, to be State Attorney for the Eighth Judicial Circuit, to succeed A. V. Long, resigned.

Friday, April 29, 1921

10:45 O'CLOCK A. M.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called, and the following Senators answered to their names:

Mr. President, Messrs. Anderson, Bradshaw, Butler, Campbell, Cooper, Crosby, Epperson, Hulley, Igou, Johnson, Knabb, Lindsey, Lowry, Malone, Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Singletary, Stokes, Taylor, Turnbull, Weaver, Wells, Wilson—28.

A quorum present.

Prayer by the Chaplain.